

## **20-7-108. BILLING AND COLLECTION.**

(1) **Utility Enterprise Fund.** This Ordinance creates the Storm Water Utility Fund. All revenues received from storm drainage user fees shall be placed in the enterprise fund as a designated fund, to be left separate and apart from all other City funds. The collection, accounting, and expenditure of all Storm Water Utility funds shall be in accordance with the Utah Uniform Fiscal Procedures Act.

(2) **Billing.** The City shall bill, or cause to be billed, property owners for storm sewer drainage utility services. Fees and charges shall be considered delinquent if not paid as determined by the procedures established by the City and will be a debt to the City, which shall be subject to recovery in a civil action.

(3) **Alternate Billing Agreements and Deposit Requirement.** Owners may assign the payment of the storm water utility fee to non-owners by signing an "Alternate Billing Agreement" with the City. The non-owner will be required to place a deposit with the City for \$50.00 or the equivalent of TWO months of ERU assessment, whichever is greater. Failure of the non-owner to pay the storm water utility fee shall not relieve the owner from the responsibility of paying the unpaid fees. This provision shall only apply to commercial properties.

(a) **Exception.** Established non-owners who have had an account with the City for greater than two years prior to October 01, 2009 and the billing account for that particular property has not been in arrears during that two year period will be exempt from the deposit. It shall be the responsibility of the owners or non-owners to notify the City that they qualify for this exception. However, a signed "Alternate Billing Agreement" shall still be required.

(4) **Late Fee Imposed.** Failure to pay the Storm Water Utility Fee within twenty (20) days of the due date shall result in a \$15.00 late fee being imposed. In the event the City takes additional action to collect unpaid storm water utility fees, additional collection and administrative fees will be imposed.